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13 UNITED STATES DISTRICT COURT
14 DISTRICT OF NEVADA
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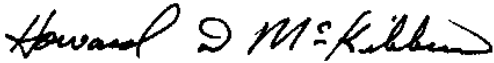
16 UNITED STATES OF AMERICA,) 3:05-cr-00098-HDM
17 Plaintiff/Respondent,) 3:10-cv-00531-HDM
18 vs.) ORDER
19 JOHNATHON ROBERTS,)
20 Defendant/Petitioner.)
21 _____)

22 The defendant has filed a motion to vacate, set aside, or
23 correct sentence pursuant to 28 U.S.C. § 2255 (#377). The court
24 will conduct an evidentiary hearing limited solely to the
25 defendant's claim that his counsel Marc Picker rendered ineffective
26 assistance of counsel by failing to file a motion to suppress
27 evidence obtained in the search of defendant's garbage can on
28 Wednesday, May 5, 2005. The hearing will be conducted at 3:30

1 p.m., on Wednesday, January 25, 2012, in Courtroom 4 of the Bruce
2 R. Thompson Federal Courthouse.

3 IT IS SO ORDERED.

4 DATED: This 15th day of December, 2011.

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7 UNITED STATES DISTRICT JUDGE
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